

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

DANA-FARBER CANCER INSTITUTE, INC.,

Plaintiff,

v.

ONO PHARMACEUTICAL CO., LTD.,
TASUKU HONJO, E.R. SQUIBB & SONS,
L.L.C., and BRISTOL-MYERS SQUIBB, CO.

Defendants.

Civil Action No. 1:15-cv-13443-PBS

**NOTICE REGARDING PLAINTIFF'S
USE OF PREVIOUSLY PRODUCED MATERIAL**

Defendants Bristol-Myers Squibb Co. and E.R. Squibb & Sons, L.L.C. (collectively, "BMS") hereby notify this Court that, pursuant to paragraphs 6 and 7 of the Stipulated Protective Order, Dkt. No. 134 (May 12, 2017), they have consented to Plaintiff Dana-Farber Cancer Institute Inc.'s limited use of two documents produced under the Protective Order. Specifically, BMS has consented to Plaintiff referring to certain license agreements produced under the Stipulated Protective Order in Plaintiff's opposition to the pending motion to dismiss in *Dana-Farber Cancer Institute v. Bristol-Myers Squibb, Co.*, No. 19-cv-11380 (D. Mass.). Plaintiff has agreed to treat those documents as "Outside Counsel Eyes Only" pursuant to the Stipulated Protective Order. The documents are not deemed produced for purposes of Case No. 19-cv-11380.

Dated: November 12, 2019

Respectfully submitted,

/s/ Dianne B. Elderkin

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